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FILED

## UNITED STATES DISTRICT COURT

## SOUTHERN DISTRICT OF CALIFORNIA

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

vs.

Steve JOHNSON

Magistrate's Case No. '07 MJ 2859COMPLAINT FOR VIOLATION OF

21 U.S.C. 952 and 960

Importation of a Controlled Substance

The undersigned complainant being duly sworn states:

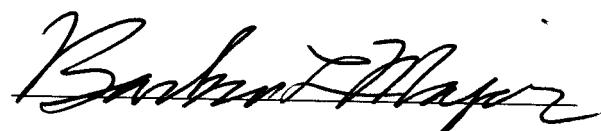
**COUNT ONE**

That on or about December 9, 2007, within the Southern District of California, defendant Steve Johnson did knowingly and intentionally import approximately 100.4 kilograms of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

  
Signature of Complainant  
U.S. Immigration and Customs Enforcement

Sworn to before me and subscribed in my presence, this 10<sup>th</sup> day of December, 2007.

  
United States Magistrate Judge

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1       **United States of America**

2       **VS.**

3       **Steve JOHNSON**

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**PROBABLE CAUSE STATEMENT**

5              On December 9, 2007, at approximately 7:02 pm, Steve JOHNSON entered the  
6 United States through the San Ysidro POE, CA as the driver and sole occupant of a white 1997  
7 F350 U-Haul truck bearing AZ/US plates AA91547. A Customs and Border Protection (CBP)  
8 officer was working at primary lane # 19 when JOHNSON applied for entry. JOHNSON  
9 presented a valid CA drivers license to the officer and claimed to be a United States citizen.  
10 JOHNSON told the officer that he was going to Los Angeles, CA. JOHNSON gave the officer  
11 two negative Customs declarations. The officer observed that JOHNSON appeared to be  
12 nervous and overly talkative. Upon examination of the undercarriage of the vehicle, the officer  
13 observed a non-factory compartment made out of sheet metal. The officer observed a plastic  
14 wrapped package. The officer escorted JOHNSON and the vehicle to the secondary lot for  
15 further inspection.

16              A CBP Canine Enforcement officer was assigned to screen the U-Haul truck with his  
17 Narcotic Detector Dog (NDD). The NDD alerted to the odor of narcotics emitting from the  
18 underside of the bed of the vehicle.

19              At approximately 7:30 pm, a CBP officer was assigned to conduct an intensive  
20 examination of the vehicle. The officer discovered plastic wrapped packages within two non-  
21 factory compartments and behind the seat. The officer probed one of the packages and extracted  
22 a green, leafy, plant-like material. The officer field-tested the substance and received a positive  
23 result for marijuana. The officer removed a total of 18 packages of marijuana from the vehicle  
24 with a total weight of 100.4 kilograms.

25              At approximately 10:25 pm, Immigration and Customs Enforcement (ICE) Special Agent  
26 (SA) Jennifer Dorsey read JOHNSON his Constitutional rights per Miranda with ICE SA  
27 Stirling Campbell as a witness. JOHNSON waived his rights and agreed to make a statement

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1 and answer questions. JOHNSON said that he was going to be paid \$1,000.00 to transport the  
2 vehicle from Mexico into the United States. JOHNSON said he was going to drive the vehicle to  
3 the trolley station off of E St. in Chula Vista, CA. JOHNSON said he would be paid when he  
4 arrived at the trolley station. JOHNSON said he did not know what was in the vehicle.

5 JOHNSON was arrested for violating Title 21, United States Code, Sections 952 and 960,  
6 Unlawful Importation of a Controlled Substance. JOHNSON was booked into the Metropolitan  
7 Correctional Center, San Diego, CA.

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